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7 Attorneys for Defendants Zenith Capital, LLC;  
Tasker Cooper Smith/Zenith Group, Ltd;  
Tasker Cooper Smith/zennith Group, LLC;  
Rick Tasker; Jed Cooper; and Gregg Smith

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10 UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

11 CHARLES O. BRADLEY TRUST, et al.,

Case No.: C 04 2239 BZ

12 Plaintiffs,

13 v.

14 ZENITH CAPITAL LLC, et al.,

15 Defendants.

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17 STIPULATION AND ORDER TO  
PROTECT THE CONFIDENTIALITY OF  
DOCUMENTS CONTAINING  
DEFENDANTS' FINANCIAL  
INFORMATION TO BE PRODUCED TO  
PLAINTIFFS' COUNSEL

18 This Stipulation is entered into by and between Plaintiffs Charles O. Bradley Trust,  
Linda L. Bradley Trust, Ken & Sharon Burge Trust, Brad Martin Burge, Scott & Noa L.  
Dykstra, Ronald C. Hall, and Rental Center Properties (collectively "Plaintiffs"), and  
Defendants Zenith Capital LLC, Tasker Cooper Smith/Zenith Group Ltd, Tasker Cooper  
Smith/Zenith Group LLC, Rick L. Tasker, M. Jed Cooper, M. Gregg Smith, Pisenti & Brinker  
LLP, and Irwin S. Rothenberg (collectively "Defendants") by and through their respective  
counsel of record.

19 On or about May 3, 2005, the Court issued its Order Granting In Part Plaintiffs'  
Motion To Obtain Discovery Of Finances Of Defendants ("Order"). Pursuant to such  
Order, Defendants are required to "produce to Plaintiffs documents sufficient to establish  
their net worth and financial condition from 2004 to present." Such documents are to be  
produced subject to a strict protective order as described in the Order.

1 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED that:

2 (1) Documents produced by Defendants pursuant to the Order shall be stamped  
3 or otherwise clearly labeled as "Confidential;"

4 (2) Documents received by Plaintiffs' counsel labeled "Confidential" shall not be  
5 circulated to Plaintiffs or the public, and shall be maintained for review by counsel and  
6 necessary employees of counsel only, unless further disclosure is authorized by the Court  
7 in a subsequent order;

8 (3) At the conclusion of this litigation (whether by settlement, dispositive  
9 motion, or judgment), Plaintiffs' counsel shall destroy all originals and copies of documents  
10 produced by Defendants which were produced pursuant to the Order and subject to this  
11 Stipulation and Protective Order;

12 (4) In the event that Defendants fail to label as "Confidential" any document that  
13 is properly subject to this Stipulation and Protective Order, at the request of counsel for  
14 Defendants, Plaintiffs' counsel shall retrieve any such document, including all copies.  
15 Counsel for Plaintiffs shall either return all such documents to counsel for Defendants or  
16 shall destroy all such documents and provide written assurance to counsel for Defendants  
17 of such destruction, and counsel for Defendants shall promptly provide to Plaintiffs'  
18 counsel replacements bearing the appropriate label.

19 DATED: June 10, 2005 JOHNSON & MISKEL

20 By: 

21 GERALD L. WILLIAMS

22 Attorneys for Plaintiffs Charles O. Bradley Trust, Linda  
23 L. Bradley Trust, Ken & Sharon Burge  
Trust, Brad Martin Burge, Scott & Noa L. Dykstra,  
Ronald C. Hall, and Rental Center Properties

24 DATED: June 2, 2005 BACALSKI, BAILEY, KOSKA & OTTISON, LLP

25 By: 

26 A. DANIEL BACALSKI, JR.

27 DOUGLAS DUBE

28 Attorneys for Defendants Zenith Capital LLC, Tasker

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Cooper Smith/Zenith Group LLC, Rick L. Tasker, M. Jed Cooper, and M. Gregg Smith

DATED: June 7, 2005

Friedemann & Briner Goldberg & Zarin LLP *ecf*

By:

*Kyle M. Fisher*  
JOHN E. FRIEDEMANN  
KYLE M. FISHER  
Attorneys for Pisenti & Brinker, LLP and  
Irwin S. Rothenberg

**PROTECTIVE ORDER**

Based upon the stipulation of the Parties as set forth herein, and good cause appearing therefore, IT IS HEREBY ORDERED:

(1) Documents produced by Defendants to Plaintiffs' counsel (labeled "Confidential" shall not be circulated to Plaintiffs or the public, and shall be maintained for review by counsel and necessary employees of counsel only, unless further disclosure is authorized by the Court in a subsequent order, and)

(2) At the conclusion of this litigation (whether by settlement, dispositive motion, or judgment), Plaintiffs' counsel shall destroy all originals and copies of documents produced by Defendants which were produced pursuant to the Order and subject to this Stipulation and Protective Order.

IT IS SO ORDERED

DATED: June 15, 2005

